

MISSOURI ETHICS COMMISSION

1999 REPORT

This report is published pursuant to Section 130.056.1.(8) RSMo., which requires the publication of a compilation of amounts contributed and expended for the influencing of nominations and elections, and Section 105.955, RSMo, which requires the publication of a summary of the written opinions issued by the Missouri Ethics Commission. Accordingly, this report contains a compilation of the campaign finance reports filed with the Commission, and the written opinions issued by the Commission during the calendar year 1999. The individual campaign finance reports containing the specific data from which the information in this report was compiled are available for public review during regular business hours at the office of the Missouri Ethics Commission. Additional information regarding campaign finance reporting requirements and written opinions of the Commission may also be obtained by contacting the Commission office.

Published by

THE MISSOURI ETHICS COMMISSION
221 Metro Drive
P.O. Box 1370
Jefferson City, MO 65102
(573)751-2020
1-800-392-8660
www.mec.mo.gov

1999 COMMISSIONERS

Robert Gardner-Chairman
Patricia Flood-Vice Chairman
Richard Adams
Donald Gann
Mike Greenwell
Elaine Spielbusch

Table of Contents

[Introduction](#)

[Definitions](#)

[Contributions and Expenditures](#)

[Kansas City Elections](#)

[Springfield Elections](#)

[St. Louis Elections](#)

[Special Elections](#)

[Ballot Issues](#)
[MEC Advisory Opinions](#)

[Lobbyist Opinions](#)
[Campaign Finance Disclosure Opinions](#)
[Conflict of Interest Opinions](#)
[Personal Finance Disclosure Opinions](#)

A. Introduction

Because this document is a compilation of the amounts contributed and expended to influence nominations and elections pursuant to Chapter 130, RSMo, it can only include information that has been reported to the Missouri Ethics Commission by the committees and persons that are required by state statute to file such reports. It therefore does not contain information concerning federal elections, or local elections held in Missouri in 1999, for which there was no state reporting requirement.

Section 130.026 RSMo, defines under what circumstances the Missouri Ethics Commission functions as the appropriate election authority or officer for candidates, committees, and ballot measures, and therefore establishes who is to file campaign finance reports with the Commission. The Missouri Ethics Commission is the appropriate filing officer for: 1) candidates for statewide office; 2) statewide ballot measures; and 3) certain local elections as provided by the statute. Therefore, campaign finance reports for these three types of events are to be filed with the Commission.

The Missouri Ethics Commission is not the appropriate election authority or officer for the receipt of campaign reports for the following elections: 1) city and county elected offices in cities and counties of less than 100,000 population; 2) school districts and other special districts' elected offices; and 3) ballot measure elections which are conducted on less than a statewide basis. Information concerning these elections and ballot measures are therefore not reported to the Commission and could not be included in this compilation. Information concerning those elections or committees that do not report to the Missouri Ethics Commission can be obtained through the local county clerk's office or local election authority.

U.S. Congressional and Presidential candidates file their reports with the Federal Elections Commission rather than the Missouri Ethics Commission. This document therefore does not contain information on federal candidates. However, copies of those reports can be viewed in the Commission's office and on the Federal Election Commission's website.

The information contained in this document is based solely on the data supplied by candidates and committees in campaign finance disclosure reports filed with the Missouri Ethics Commission. Those disclosure reports are routinely audited, within the scope of authority granted to the Commission by statute. However, in this compilation, minor variations in the compiled numbers may occur due to mathematical rounding of the numbers.

[Return to Table of Contents](#)

B. Definitions

On the following pages the terms "receipts", "expenditures", and "contributions" are used. Provided below

are definitions of each of these terms.

1. Receipts: The total of all contributions received and other receipts reported in support of or in opposition to a candidate or ballot measure for the election.
2. Expenditures: The total expenditures reported in support of the candidate(s) or in opposition to a candidate(s) or ballot measure for the election.
3. Contributions: The contributions made in support of or in opposition to other candidates, political parties, ballot issues, committees, or organizations reported for the election.

[Return to Table of Contents](#)

1999 Election Year

The 1999 election year was a year of local and special elections. Local elections were held in Kansas City, Springfield, and St. Louis. Four special elections were held to fill the position of State Representative. One special election was held to fill the position of Alderman 25th Ward in St. Louis. The following pages contain the information pertaining to those elections.

The figures listed on the following pages were obtained exclusively from reports, including amendments to reports, filed with the Missouri Ethics Commission. Such reports represent the only valid source of receipts, expenditures, and contribution information for Commission purposes. Specifically, the figures were obtained from information contained on the CD Summary page of each report, which is a summary of all activity conducted by a committee during a given time period. The receipts were obtained from Line 7 of each CD Summary page. The expenditures were obtained from Line 14 of each CD Summary page. The contributions were obtained from Line 19 of each CD Summary page. Therefore the following figures can reflect only the information contained in reports filed with the Commission on the day this compilation was made.

[Return to Table of Contents](#)

Kansas City Elections

Primary Election

The Kansas City primary election for Mayor and City Council seats was held on March 2, 1999. This election was non-partisan. A total of seven candidates filed for the office of mayor while twenty-six filed for the office of city council. The compilation of their receipts, expenditures, and contributions are as follows as reported on their January Quarterly and 7 days before the primary report.

<u>Candidates</u>	<u>Receipts</u>	<u>Expenditures</u>	<u>Contributions</u>
Robert Anderson	1,363	1,363	0
Evert Asjes III	17,815	15,730	7,750

Kay Waldo Barnes (M)	354,314	412,787	8,750
David Bass	8,215	6,557	1,558
George Blackwood (M)	282,859	290,366	0
Alvin Brooks	16,000	15,332	0
Clay Chastain (M)	26,100	22,910	0
Carol Coe	3,490	3,155	0
Bonnie Sue Cooper	41,117	21,611	200
Darrell Curls	5,063	5,362	0
Paul Danaher	24,033	3,861	3,160
Mary DeShon (M)	N/A ¹	Exemption ²	N/A ¹
Charles Eddy	11,193	8,745	3,860
Janice Ellis (M)	155,818	104,026	0
Ed Ford	6,781	3,493	3,775
Jim Glover (M)	302,244	300,100	0
Bobby Hernandez	21,370	4,651	0
Charlotte Hill	31,685	27,326	2,550
Linda Jo Hinkley	N/A ¹	Exemption ²	N/A ¹
Holli Holliday	39,935	23,042	0
Mary Lou Kegler	8,233	6,857	0
Teresa Loar	13,713	5,249	250
Edward G. Moody (M)	55,983	8,339	0
Becky Nace	24,198	19,673	0
Troy Nash	35,180	43,934	0
Daryl Penner	3,170	796	0
Pauline Rios	6,045	5,245	1,000
Paul Rojas	6,415	2,889	50
Jim Rowland	17,974	13,405	0
Wilfred Saunders	3,410	920	4,490
Kelvin Simmons	2,709	10,330	1,825
Aggie Stackhaus	1,050	993	0
Mary Williams-Neal	<u>13,560</u>	<u>7,588</u>	<u>0</u>

Totals	\$1,541,035	\$1,396,635	\$39,218
---------------	-------------	-------------	----------

(M) denotes a candidate for Mayor

¹ N/A is used to show that no receipts or contributions were reported due to the filing of an exemption statement.

² Under Missouri law, a candidate can file an exemption statement affirming that he or she will spend less than \$500 per election. If an exemption statement is filed, a candidate is not required to report those expenditures under \$500.

The individual reports containing the information from which this compilation was made are available for review in the office of the Missouri Ethics Commission.

General Election

The Kansas City general election for Mayor and City Council seats was held on March 30, 1999. This election was non-partisan. A total of three candidates ran for the office of mayor while eighteen ran for the office of city council. The compilation of their receipts, expenditures, and contributions are as follows as reported on their 7 days before the general report, April Quarterly and 30 days after the general election report.

<u>Candidates</u>	<u>Receipts</u>	<u>Expenditures</u>	<u>Contributions</u>
Evert Asjes	8,925	5,883	7,750
Kay Waldo Barnes (M)	314,282	301,611	19,500
George Blackwood (M)	388,665	445,627	0
Alvin Brooks	8,285	3,465	0
Carol Coe	10,165	10,750	0
Bonnie Sue Cooper	65,706	106,019	0
Darrell Curls	15,128	15,606	300
Paul Danaher	2,405	9,402	4,524
Mary DeShon (M)	609	609	0
Charles Eddy	13,890	13,280	0
Ed Ford	4,209	1,814	8,049
Bobby Hernandez	42,895	49,002	5,000
Charlotte Hill	53,541	62,464	4,275
Linda Jo Hinkley	N/A ¹	Exemption ²	N/A ¹
Teresa Loar	6,575	5,096	0
Becky Nace	75,195	86,953	2,405

Troy Nash	58,073	70,561	0
Jeffrey Roberts	0	200	0
Jim Rowland	35,225	42,303	0
Kelvin Simmons	31,181	19,775	5,325
Mary Williams-Neal	<u>28,855</u>	<u>17,273</u>	<u>0</u>
Totals	\$1,163,809	\$1,267,693	\$57,128

(M) denotes a candidate for Mayor

¹N/A is used to show that no receipts or contributions were reported due to the filing of an exemption statement.

²Under Missouri law, a candidate can file an exemption statement affirming that he or she will spend less than \$500 per election. If an exemption statement is filed, a candidate is not required to report those expenditures under \$500.

The individual reports containing the information from which this compilation was made are available for review in the office of the Missouri Ethics Commission.

[Return to Table of Contents](#)

Springfield Elections

The Springfield election for Mayor and City Council seats was held on April 6, 1999. One candidate ran for the office of mayor while seven ran for the office of city council. The compilation of their receipts, expenditures, and contributions are as follows as reported on their 7 days before the election report, April Quarterly and 30 days after the election report.

<u>Candidates</u>	<u>Receipts</u>	<u>Expenditures</u>	<u>Contributions</u>
Bob Chancellor (CC)	12,363	12,491	0
Lee Gannaway (M)	0	943	0
Teri Hacker (CC)	15,706	7,719	0
Roy Thomas Long (CC)	8,524	7,095	0
Ralph K. Manley (CC)	5,000	0	0
Patricia K. Parker (CC)	7,059	6,924	0
Jack Steck (CC)	5,650	6,449	0
Shelia O. Wright (CC)	<u>10,197</u>	<u>8,410</u>	<u>0</u>
Totals	\$64,499	\$50,031	\$0

M= designates candidate for Mayor

CC= designates candidates for City Council

St. Louis Elections**Primary Election**

The St. Louis primary election for Alderman seats was held on March 2, 1999. Forty candidates filed for office. The compilation of their receipts, expenditures, and contributions are as follows as reported on their 7 days before the primary report, and 30 days after the primary election report.

<u>Candidates</u>	<u>Receipts</u>	<u>Expenditures</u>	<u>Contributions</u>
Ingrid Alexiou (D)	N/A ¹	Exemption ²	N/A ¹
Thomas Bauer (D)	11,230	5,270	0
Larry Bladt (D)	20,490	21,391	0
Matthew Brown	1,199	1,131	0
Patrick Cacchione (D)	17,979	17,033	350
Prince Carter (D)	1,881	2,526	0
Mike Chestnut	N/A ¹	Exemption ²	N/A ¹
Thomas Cholak (D)	4,030	3,636	0
Anthony Rene Coney (D)	35	0	0
Stephen J. Conway (D)	11,875	13,731	0
Daniel Drago (D)	15,948	9,159	0
Dionne Flowers (D)	5,328	3,264	0
Stephen Gregalia (D)	325	115	0
Reginald E. Harris (D)	8,450	8,270	0
Sorrell Harvey (D)	4,629	2,445	70
Fred Heitert	1,675	287	0
Matt Hoffman (R)	5,030	1,123	0
Carl Hoffmann III (D)	4,935	4,469	0
Brain Ireland (D)	N/A ¹	Exemption ²	N/A ¹
Kenneth Jones (D)	18,220	14,915	100
Patrick Keenoy (D)	620	574	475
Terry Kennedy (D)	1,638	931	0
Lyda Krewson (D)	26,095	4,029	637
Kayla L. Madkins (D)	21,363	22,749	2,004

Marybeth McBryan (D)	3,398	2,950	0
Jay McDaniel (R)	0	192	0
Margo Mischeaux (D)	14,405	11,883	0
Mike Mitchell (D)	8,100	4,079	0
Mattie Christine Moore (D)	14,115	11,840	0
Ken Ortmann (D)	12,811	9,014	0
Donald Ousley (D)	N/A ¹	Exemption ²	N/A ¹
Lewis Reed (D)	18,500	7,597	0
John H. Rodebaugh (D)	N/A ¹	Exemption ²	N/A ¹
Peggy Ryan (D)	7,581	7,509	0
Craig Schmid (D)	6,411	3,425	0
James Shrewsbury (D)	18,663	9,210	370
Francis Slay (D)	83,975	26,027	4,240
Patrick Stoll	N/A ¹	Exemption ²	N/A ¹
Sharon Tyus (D)	17,950	15,769	215
Joseph Vollmer (D)	<u>16,049</u>	<u>6,331</u>	<u>0</u>
Totals	\$404,933	\$252,874	\$8,461

¹N/A is used to show that no receipts or contributions were reported due to the filing of an exemption statement.

²Under Missouri law, a candidate can file an exemption statement affirming that he or she will spend less than \$500 per election. If an exemption statement is filed, a candidate is not required to report those expenditures under \$500.

The individual reports containing the information from which this compilation was made are available for review in the office of the Missouri Ethics Commission.

General Election

The St. Louis general election for Alderman seats was held on April 6, 1999. Twenty-three candidates ran for the open seats. The compilation of their receipts, expenditures, and contributions are as follows as reported on their 7 days before the general report, April Quarterly and 30 days after the general election report.

<u>Candidates</u>	<u>Receipts</u>	<u>Expenditures</u>	<u>Contributions</u>
Thomas Bauer (D)	1,295	6,879	0
Mike Chestnut	N/A ¹	Exemption ²	N/A ¹

Irving C. Clay Jr. (D)	500	1,339	1,357
Stephen J. Conway (D)	3,856	4,301	275
Dionne Flowers (D)	250	508	0
Chris Goodson (I)	24,519	26,114	0
Stephen Gregali	0	0	0
Fred Heitert	10,220	5,514	0
Matt Hoffman (R)	1,030	4,938	0
Kenneth Jones (D)	19,510	18,272	0
Terry Kennedy (D)	100	0	0
Lyda Krewson (D)	8,480	5,482	0
Michael Madkins (I)	2,387	1,587	0
Jay McDaniel (R)	0	0	0
Mike Mitchell (D)	300	4,277	0
Ken Ortmann (D)	3,650	1,490	0
Lewis Reed (D)	14,195	21,438	300
John H. Rodebaugh (D)	N/A ¹	Exemption ²	N/A ¹
Craig Schmid (D)	3,341	3,384	0
James Shrewsbury (D)	20,036	15,951	110
Francis Slay (D)	35,535	34,593	9,955
Patrick Stoll	N/A ¹	Exemption ²	N/A ¹
Sharon Tyus (D)	<u>1,525</u>	<u>4,261</u>	<u>0</u>
Totals	\$150,729	\$160,328	\$11,997

¹N/A is used to show that no receipts or contributions were reported due to the filing of an exemption statement.

²Under Missouri law, a candidate can file an exemption statement affirming that he or she will spend less than \$500 per election. If an exemption statement is filed, a candidate is not required to report those expenditures under \$500.

The individual reports containing the information from which this compilation was made are available for review in the office of the Missouri Ethics Commission.

[Return to Table of Contents](#)

April Special Election

1. On April 6, 1999 a special election was held to fill the vacancy of State Representative in the 43rd District. Two candidates ran for the office: E. Gail McCann Beatty and Terry Riley. The compilation of their receipts, expenditures, and contributions are as follows as reported on their 7 days before the election, and a 30 days after the election report.

<u>Candidates</u>	<u>Receipts</u>	<u>Expenditures</u>	<u>Contributions</u>
E. Gail McCann Beatty (Dem)	17,237	13,927	0
Terry Riley (Ind)	<u>9,840</u>	<u>9,111</u>	<u>50</u>
Totals	\$27,077	\$23,038	\$50

August 3rd Special Elections

Each candidate who ran in a special election owed at a minimum the following reports: a 7 days before the election, and a 30 days after the election campaign financial disclosure report.

1. On August 3, 1999, a special election was held to fill the vacancy of State Representative in the 32nd District. Two candidates ran for the office: Ann Daniels and Susan Phillips. Ms. Daniels was the democratic candidate while Ms. Phillips was the republican. Ms. Susan Phillips won the election. The compilation of the candidate's receipts, expenditures, and contributions are as follows:

<u>Candidates</u>	<u>Receipts</u>	<u>Expenditures</u>	<u>Contributions</u>
Ann Daniels	78,508	46,866	733
Susan Phillips	<u>93,366</u>	<u>55,719</u>	<u>0</u>
Totals	\$171,874	\$102,585	\$733

2. On August 3, 1999, a special election was held to fill the vacancy of State Representative in the 41st District. Four candidates ran for the office: Melba Curls (Democrat), Bobbie Campbell (Reform), Elvis (Sonny) Gibson (Independent) and Mark Hawthorne (Independent). The compilation of their receipts, expenditures, and contributions are as follows:

<u>Candidates</u>	<u>Receipts</u>	<u>Expenditures</u>	<u>Contributions</u>
Melba Curls	28,545	26,272	0
Bobbie Campbell	N/A ¹	Exemption ²	N/A ¹
Elvis (Sonny) Gibson	11,094	5,188	0
Mark Hawthorne	<u>1,558</u>	<u>833</u>	<u>0</u>
Totals	\$41,197	\$32,293	\$0

¹N/A is used to show that no receipts or contributions were reported due to the filing of an exemption statement.

²Under Missouri law, a candidate can file an exemption statement affirming that he or she will spend less than \$500 per election. If an exemption statement is filed, a candidate is not required to report those expenditures under \$500.

3. On August 3, 1999, a special election was held to fill the vacancy of State Representative in the 42nd District. One candidate, Yvonne Wilson ran for the office. The compilation of her receipts, expenditures, and contributions are as follows:

<u>Candidates</u>	<u>Receipts</u>	<u>Expenditures</u>	<u>Contributions</u>
Yvonne Wilson (Dem)	\$16,490	\$9,720	\$0

4. On November 2, 1999, a special election was held to fill the vacancy of Alderman 25th Ward in the City of St. Louis. Two candidates ran for the office, Dan E. Kirner and Jim Trost. The compilation of their receipts, expenditures, and contributions are as follows:

<u>Candidates</u>	<u>Receipts</u>	<u>Expenditures</u>	<u>Contributions</u>
Dan E. Kirner (D)	18,480	5,379	0
Jim Trost (R)	<u>1,739</u>	<u>1,614</u>	<u>0</u>
Totals	\$20,219	\$6,993	\$0

The individual reports containing the information from which this compilation was made are available for review in the office of the Missouri Ethics Commission.

[Return to Table of Contents](#)

Ballot Issues

An election was held April 6, 1999 election to allow citizens to vote on two statewide ballot issues. Proposition A was to decide if there should be a tax on wireless phones for the support of enhanced 911 emergency systems. Proposition B was to decide if Missourians had the right to carry concealed weapons.

Only one committee was formed for the support of Proposition A. No committee filed in opposition to the issue. The total of the receipts, expenditures and contributions made were reported as follows:

<u>Committee Name</u>	<u>Receipts</u>	<u>Expenditures</u>	<u>Contributions</u>
Missourians for Safety on the Road	\$28,201	\$38,161	\$0

Two committees were formed in support of Proposition B while two committees were formed in opposition to Proposition B. The compilation of their receipts, expenditures and contributions made are as follows:

<u>Committee Name</u>	<u>Receipts</u>	<u>Expenditures</u>	<u>Contributions</u>
Johnson County Citizens Against Handgun Violence (O)	662	662	0
Missourians Against Crime Action (F)	3,945,756	3,787,370	0
Missourians for Personal Safety (F)	31,176	30,796	0
Safe Schools & Workplaces Campaign (O)	<u>905,208</u>	<u>846,569</u>	<u>0</u>
Totals	\$4,882,802	\$4,665,397	\$0

(F) denotes those supporting the proposition

(O) denotes those opposing the proposition

The individual reports containing the information from which this compilation was made are available for review in the office of the Missouri Ethics Commission.

[Return to Table of Contents](#)

1999 ADVISORY OPINIONS

The following pages contain summaries of the advisory opinions issued by the Missouri Ethics Commission in 1999. The opinions issued by the Commission have been divided into topics based on general subject matter. These topics are lobbying, campaign finance disclosure,

conflict of interest, and personal financial disclosure. For additional information on any of the opinions contact the office of the Missouri Ethics Commission.

Lobbying

Opinion Number Opinion Summary

99.07.100--1	Cost of CLE Programs to be reported on lobbyist expenditure report.
--------------	---

Campaign Finance Disclosure

Opinion Number Opinion Summary

99.12.100—1	It is responsibility of grantee to determine whether or not grant is contract with state.
-------------	---

Conflict of Interest

Opinion Number Opinion Summary

99.01.100--1	State employee cannot use information, not available to public, in submitting bid; bid must be lowest received; employee cannot perform service for State Agency unless service was let according to bid; employee who has second job with company, which has contract with State, would not necessarily violate 105.454.
99.03.101—2	State employee may receive compensation from not-for-profit agency provided that the additional compensation is not for the performance of state employment.
99.03.102—3	Individual may violate Sec. 105.452 and 105.454 if approving state contract while also holding position as CEO.
99.03.103—4	Not for profit corporation, may enter into lease agreement with corporation, which is partially owned by elected official.
99.04.104—5	No prohibition for individual to hold position as House Committee Chairman and also receive payment from Fortune 500 Company.
99.04.105—6	Conflict exists for city employee to also hold position as Mayor.
99.06.106—7	Conflict exists for County Health Department employee to also hold position as County Treasurer.
99.06.107—8	School Board Member cannot also be paid as substitute.
99.07.108—9	Employment with counseling service while also working for Dept. Of Mental Health would constitute conflict of interest.
99.09.109—10	Position and responsibilities of employees of political subdivision should be reviewed for service in an "Executive"

or "Administrative" capacity to determine the applicability of Sec. 105.454.

Review of "Executive" or "Administrative" capacity of individuals is needed to determine which officers and employees of political subdivision are covered by requirements of Sec. 105.454; provisions prohibit supervisor from being paid if work exceeds \$500 per transaction or \$1,500 per year unless awarded contract and bid is lowest received.

99.09.110.—11

Sec. 105.454(5) RSMo. does not prohibit the influence of Departments, Divisions or Agencies of the State other than those over which Governor designated individual; no correlation between definition of the term "lobbying"(105.47091)) and construction of term "attempt to influence" (105.454(5)); conflicts could occur through attempts to influence by activities other than those which constitute "lobbying"; broader construction of "attempt to influence" would be applied by court; court would look to plain meaning of word "decision" in construing it under 105.454(6); former officer or employee of State should not become involved in activities prohibited by 105.454(5) until adversary proceeding is instituted.

99.09.111--12

No conflict for County Commissioner to sit on Hospital Board provided the conflict of interest statutes are followed.

99.09.112--13

Conflict of interest statutes do not prohibit non-merit state employee from filing for public office.

99.10.113—14

No conflict of interest for husband to sit on city council, which appoints hospital board, while spouse holds position of hospital administrator.

99.10.114-15

No conflict exists for individual to sit on bi-county ambulance district and also hold position as city commissioner provided conflict of interest statutes are followed.

99.12.116--17

Individual may not hold position as city alderman while also being city employee.

99.12.115—16

Personal Financial Disclosure

Opinion Number Opinion Summary

99.03.100--1

Members of MO Transportation Finance Corporation, a non-profit corporation, not required to file Personal Financial Disclosure Statement.

[Return to Table of Contents](#)